

Court of Appeals, State of Michigan

ORDER

Angela Hathaway v Robert Andrew Hathaway

Docket No. 279453

LC No. 05-001814-DM

Deborah A. Servitto
Presiding Judge

Henry William Saad

Pat M. Donofrio
Judges

The Court orders that the motion to dismiss the application, filed by plaintiff-appellee, is GRANTED and Issue I in the application is DISMISSED. Defendant only sought leave to appeal the July 2, 2007, order that denied his motion for contribution from plaintiff for household expenses, which also requested an alternative daycare arrangement, and awarded sanctions based on the court's finding that the motion was frivolous. The argument asserted under Issue I clearly challenges the trial court's earlier directive that defendant contribute 51% for the daycare expenses for the parties' minor children, which was incorporated in the court's May 15, 2007, order. Although defendant could seek leave to appeal this order under MCR 7.205(F)(3)(b), defendant did not identify the May 15, 2007, order as an order being appealed in his jurisdictional statement and failed to pay an additional entry fee. See IOP 7.205(B)(7)-1.

The Court further orders that the application for leave to appeal is DENIED for lack of merit in the grounds presented.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

FEB - 8 2008

Date

Sandra Schultz Mengel
Chief Clerk